IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 20TH NOVEMBER 2007 / 29TH KARTHIKA 1929

Crl.Rev.Pet.No. 631 of 2001()

CRA.23/1998 of ADDL.SESSIONS COURT, KOTTAYAM
CC.1029/1996 of JUDL. MAGISTRATE OF FIRST CLASS-I, KOTTAYAM

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REVN. PETITIONER: APPELLANT/ACCUSED

P.S.THOMAS
POTTAYIL HOUSE
AMAYANNOOR KARA
AYARKUNNAM, KOTTAYAM

BY ADV. SRI.SEBASTIAN THOMAS

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. K.A.ABRAHAM
KALAYIL HOUSE, VELLOOR KARA
PAMPADY VILLAGE, KOTTAYAM.

2. STATE OF KERALA
REPRESENETD BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 20/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

CRRP631/01

ORDER ON CRL.M.P.NO.3042/2001 IN CRL.R.P.NO.631/2001

DISMISSED

20.11.2007 SD/- K.R.UDAYABHANU, JUDGE

/TRUE COPY/

P.A. TO JUDGE

K.R.UDAYABHANU, J

Crl.R.P.No.631 of 2001

Dated this the 20th day of November, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a fine of Rs.15,000/- and in default, to undergo simple imprisonment for three months.

2. It is submitted that the matter has been settled. The revision petitioner has also produced Annexure I copy of the receipt as per which the complainant has acknowledged the payment of the amounts due. Notice issued to the respondents/complainant was received but there is no appearance. It appears that the revision petitioner/accused has settled the matter. In the circumstances, the order of the court below is set aside. The revision petitioner/accused is acquitted.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl